

are legally allowed. Now if they are, you better tax them and control them too and that is what the bill does and I guess the Beutler amendment makes that more definite and certain and does in fact use the Supreme Court definition of what a lottery is. Senator Hoagland's amendment on the other hand would say, do whatever you want, do whatever you want out there, use every device that you can't efficiently regulate and control, just don't under any circumstances use anything that you can supervise and control, and if any form of equipment or device is legal, then I want to outlaw that and use only those kind of things such as somebody hauling a box of cards into a bar. Those are the kind of things I want to allow, he says, but anything that you can really tightly tax and regulate, I want to outlaw them. I would suggest that Senator Hoagland's motives are less than pure in this entire matter and that his obsession with slot machines goes beyond his concern for lotteries and I won't delve into that too deeply at this point. If you are going to tax and control the situation, then at least do it straight up, upfront, or in the alternative have guts enough to outlaw every form of gambling that we have got in the state. Now the people of this state voted, right or wrong, they voted to allow certain forms of gambling. It is not the device or the method that is at issue, contrary to what Senator Hoagland and others would portray, it is who is involved in the activity. If, I, Johnny DeCamp, go out and sell Tom Fogarty a pickle card tomorrow morning, that is illegal, that is gambling and a pickle card is a gambling device. If the Sisters of St. Mary, a properly set up organization, or the Legion Club, a properly set up organization, sells him that identical pickle card within the parameters of the law, that is legal, even though it is a form of gambling. Senator Hoagland's obsession is with devices. His concern and obsession would be and should be with regulating and controlling the individuals involved in this so that if you are going to allow lottery activity, you are controlling those people and making sure the money goes into the right sources whether that be to the church, in the cases of the nonprofits, let's say, to the state in the case of a state lottery, to the municipality in the case of the municipal lotteries. But adopting Senator Hoagland's amendment in and of itself accomplishes nothing more than guarantee that you will make it easy for the improper individuals to be involved and you will not be able to efficiently tax, regulate and control. I would urge you to adopt the...or reject the Hoagland amendment and reluctantly to adopt the Beutler amendment.

SPEAKER NICHOL: Senator Hefner. Senator Vard Johnson,